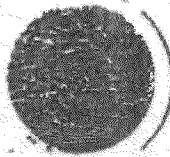




# Probe International

Investigators Ltd.



All Types of Investigations

534 Delaware Avenue, Buffalo, New York 14202  
Telephone 716/881-6031

*Arthur  
d  
Paul*

May 10, 1979

George Gellman  
c/o Consolidated Bowling Corporation  
880 Military Road  
Niagara Falls, New York 14304

Regarding: Pine Bowl

Dear Mr. Gellman:

The following report pertains to investigation work done to date relative to the above matter.

On April 26, 1979, I met with you at your home in Amherst at which time we discussed this matter in detail and you provided me various notes relative to the investigation.

On April 30, 1979, I reviewed the notes thoroughly, wrote them up for our investigative purposes, and made assignments to investigator Lewis Barone of our office to begin investigative services.

On that same date I spoke with you and you indicated that until May 10, 1979, we should not speak to too many people who have not already been spoken to as your league would end on that date.

On May 3, 1979, I was able to contact a long time personal friend who is a physicist at a large corporation in the Buffalo-Niagara Falls area. After briefing him as to the problem, and providing him with the chemical composition from Frontier Analysis that had been provided to me, he proceeded to give me some background information relative to his thoughts and subsequently was to call me back after he did some questioning and research into the matter. The following pertains:

My source indicated to me that radioactivity must come from a particular starting material. You can not generate a radioactive material through a regular chemical process unless the starting materials had inherent radioactivity in them. This particular statement clarified our original discussion whereupon you thought possibly Union Carbide, had produced a bad batch of slag and had not taken the radioactivity out of it. My source indicated that the half-life of a substance is how long it takes for half of a particular radioactive material to disappear. Columbium could have 4 to 5 different isotopes, each one still columbium, but each

having different quantities of neutrons and protons in the nucleus. There are 5 basic isotopes, and they are differentiated between the distribution of protons and neutrons in the core. For example, uranium 235 (U-235) and uranium 238 (U-238) are 2 similar substances, but you can not tell one from the other. The difference is that one has more neutrons than the other, one is safe, the other one can be used to make an atomic bomb. Many isotopes have a half-life of one day, some have a half life of one million years. The half-life of different radioactive substances are inherently built into nature and we have learned to live with them.

My source gave me some basic thoughts on how to make a radioactive material. The following pertains: If you subject certain products to a radioactive or atomic pile you can make a radioactive substance. For example, if columbium accepted a neutron you would have an isotope, possibly unstable, and this will give off radioactivity. It was my source's thought that Union Carbide did not in the early 1960's, and presently does not, have the ability to make radioactive substances. He does not think they ever had access to an atomic pile. What he does think, is that they may have at one time purchased radioactive materials, knew about the radioactive materials, and made a product with it. My source indicates that you do not know a material is radioactive unless you test for it. You can not tell the difference by looking at it, but he indicates a highly radioactive substance could burn your hands if you held it. Some questions he had were as follows:

Did Union Carbide have the ability in 1962 to radiate substances, or could they purchase material with radioactivity in it and were they aware of it.

It was my sources thought and knowledge that at one time Union Carbide produced products and worked heavily with the atomic energy commission. They may have, at that time, been purifying or concentrating highly radioactive materials. They could have during this process used Ferro-Columbium to be moderators and absorb the radiation to protect other products. This in turn could have made the slag biproduct produced in the chemical process radioactive. Columbium itself has very high temperature capabilities and our source wondered if some outside source had possibly subjected the Union Carbide product or biproduct to radiation prior to or after the process. Again, he indicated that you can not make or destroy radioactive compounds by a chemical process alone.

On the same date, May 3, subsequent to my second conversation with my source, I spoke to Joe Oset from your office, at which time he provided me some information as to the atomic composition of the slag. He related to me that it showed Potassium, 1.0 specific radioactivity, Nanocuries per gram. The specific radioactivity was .038 Nanocuries per gram. He, also, indicated that the person who at one time worked for Union Carbide, who we spoke with and positively identified the slag from your parking lot as Ferro-Columbium slag, has a first name of "Woody" but Joe indicated this person wished to remain out of the lime light until such time as we needed him. You will have to speak with Mr. Oset if we are to obtain more information on this gentleman and be able to interview him.

**Probe International**  
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*Pine Bowl*  
All Types of Investigations

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534 Delaware Avenue, Buffalo, New York 14202  
Telephone 716/881-6031

June 8, 1979

George Gellman  
c/o Consolidated Bowling Corporation  
880 Military Road  
Niagara Falls, New York 14304

Re: Pine Bowl

Dear Mr. Gellman:

This report supplements our initial report to you dated May 10, 1979 relative to investigation on this file:

On May 9, 1979, you and I reviewed this matter at which time I indicated that I would be forwarding a report to date. You told me, at that time, that you had spoken with various state agencies and that "no serious health hazard existed at that time". You indicated no action was to be taken and indicated that there was a 60% chance that the problem would clear up. You did indicate though that we should complete the investigation talking with several of the people whose names we had discussed earlier, and we should take the "no danger approach" with them. You advised me at that time to make no further contacts with the State Health Department and the Department of Environmental Conservation and talk with only certain designated people.

On May 16, 1979, I attempted to contact Gideon Frishman, 263 Paradise Road, E. Amherst. Nobody was home at the Frishman residence at 7:00 PM.

On May 23, I checked the Frishman residence at 6:00 PM but again no one was home. I checked with neighbors but no one seemed to know when I could find Mr. Frishman at the residence.

On May 31, 1979, I traveled to the Frishman residence once again, on this occasion contacting Gideon Frishman. Gideon is a young man, in his 30's, and makes a good appearance. I obtained a short stenographic statement from him but we are not transcribing it as it was really of no value to us. He didn't know anything at all about the situation at the Pine Bowl indicating he did not start working for his father until 1970. He knew nothing about the original construction of the alley and indicated he managed the lanes at one time just for a brief while. He did advise though that his father, Isaac Frishman, is presently living in Amherst, on a permanent basis, since the spring and summer has arrived. He refused to give me his father's unlisted home phone number but provided me his father's business number in Niagara Falls as 297-5798. If you determine that you want Mr. Frishman's statement,

Licensed Private Investigators  
William P. Zenosky  
Evan P. Kenner

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that is Gideon's, we can transcribe it as a negative type interview. Just advise and we will do so.

While at the young Mr. Frishman's home, I requested he call his father. He did so and I subsequently was able to talk to Mr. Frishman over the phone. Mr. Frishman speaks with an extremely heavy Jewish accent and I obtained some of the following information from him in our phone conversation.

He indicated to me that he built the car agency, originally a Volkswagon agency, in 1960, and in 1962 put in the bowling alley and the parking lot. Initially, he believed Durance Paving did the work, but after some questioning, he settled on the fact that United Paving owned by Mike Seprelli was responsible for the paving and the fill. Mr. Frishman indicated it was a dark gray stone type material, and he himself did not purchase any of this from the quarries. He states the contractor who did the paving supplied the stones. He did not recognize the name Friona, or Frangione. He believed, as stated earlier, Durance did it initially; the boss at Durance at that time was Vince Ferina. He indicates he has seen Vince Ferina recently, and he presently works somewhere in Grand Island. He indicated when he did the parking lot area, he paid by the square yard including fill. He questioned as to whether or not the same fill was used under the concrete floor of the bowling alley itself. After some discussion, as stated earlier in this report, he realized that it was United Paving under Mike Seprelli who did the work, and that he used Durance Paving and Vince Ferina in the later years. He indicated I could come up to his office and talk to him further about this, if I would call for an appointment. Since our last discussion on June 6, 1979, and your informing me that the matter is serious once again, I will schedule an appointment in an attempt to obtain a statement from Mr. Frishman.

On June 4, 1979, I traveled to Niagara Falls, New York, attempting first to locate Clarence Frangione at his home on Pierce Avenue. He was not available at 6:15 PM and I left a card with his son seeing that I had been there on so many other occasions and had not been able to find him.

I next traveled to the home of John Friona, 5101 Dana Drive, Lewiston, and subsequently met with him and obtained a statement from him. Mr. Friona is a middle aged white male and makes a nice appearance. He indicated to me he had spoken with Bruno Scrufari regarding this matter and claims he personally went over and inspected the slag at the alleys. He claimed he could not identify it positively. He indicates that back in the early 1960's C. A. Hackett Company and Friona Trucking had a deal with Union Carbide regarding removal of the slag. The main deal, he indicated, was between Hackett and Union Carbide, and that they did work through Hackett relative to this dispersing of slag. What was interesting is that he stated that from 1955 or 1956 thru the time period you are interested in they had this deal with Union Carbide and Hackett and were using the 56th Street and Pine Street dump which is presently the Newco Dump. He indicated that it is his recollection that

Union Carbide isolated some slag that was radioactive and it was buried approximately  $\frac{1}{2}$  mile from where the other slag was dumped. It was his belief that Bruno Scrufari had dug the hole and he himself put the radioactive slag in it, with his own equipment. He indicated this area was fenced off and marked with cable and that he did not think any contamination of the other slag could have come from radioactive material. He referred me to a gentleman by the name of Harold Heinrich who was the Superintendent at Union Carbide at the time. He thought Mr. Heinrich was presently residing in Niagara Falls on Rivershore Drive on Cayuga Island. I will attempt to get a statement from Mr. Heinrich. Mr. Friona referred to the slag as Ferro Chrome slag and seemed to think that this was the type he was selling at the time. He also mentioned slag coming from the old Bury Plant and mentioned a trucking firm owned by Wally McCardle (Walter's Trucking). If my recollection serves me right, he told me that Mr. McCardle is either very old or has passed on. I will forward to you the transcript of my discussion with Mr. Friona shortly.

As stated earlier, we spoke on June 6 and you indicated we should continue on with the investigation.

On June 6, 1979, I received a phone call from Clarence Frangione and we discussed the situation involving Pine Bowl, etc. for a short period. Mr. Frangione seemed very cooperative and indicated he would look up all his old records and get back to me and we could set up an appointment and discuss this further. The following pertains to our phone conversation on June 6:

He advised me that he recalled the building of Pine Bowl and that the general contractor was Mr. Frishman. The paving of the parking lot and the fill was handled by United Paving, Mike Seprelli. He himself indicated that he worked for both Seprelli and Frishman during this construction, with his truck. During that time, he brought bank-run gravel in from his own gravel pit, and purchased or trucked other slag from Pittsburgh Metalurgical on Highland and College Avenues in Niagara Falls. The slag from Pittsburgh Metalurgical was from iron products that they were producing. He also recalled using some slag lime for the parking lot and the building indicating that the slag with lime was very cheap and that's why it was used, and that the hole base for both the alleys and the parking was a mixture of all three types of slag that he mentioned. The lime slag came from the old Vanadium Plant.

He indicated to me that to his knowledge Pittsburgh Metalurgical had stock piles of radioactive materials at their Lockport Road dump. It was his recollection that they would pick up raw iron ore at this dump and bring it over to the plant for processing and then would, upon completion of the process, pick the slag up at the plant and take it back possibly to the dump. He then started mentioning that they mixed iron ore at the plant, the slag came at the plant, and they could have mixed the slag with chromium magnesium steel, and a problem might have occurred. I really did not follow him too closely in this area but will speak to him again. He indicates that Pittsburgh Metalurgical is now Airco Alloys in Niagara Falls.

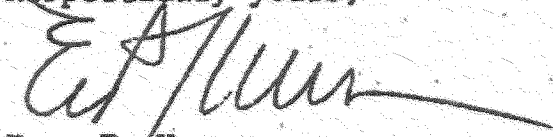
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He then started talking about that he was never paid for his trucking indicating that even though the lien showed satisfaction back then, he never got the check indicating the check was going back and forth between Frishman and Seprelli and that they were supposed to sign it and turn it over to him. He never did get the check after making stops at the attorney's office for 2 weeks straight and never meeting up with the other two parties. He believed the name of the attorney was Rotella. That was basically our conversation on the phone which brought a new possibility for the radioactive material, and as stated earlier, he indicated we would get back together after he had a chance to look up some of his old records and tell me exactly where he picked up the merchandise and where he took it.

I will be forwarding to you our bill for services rendered to date shortly along with Mr. Friona's statement and possibly whatever further work I have done on this file. As discussed, it is now once again a priority matter to me and I will complete investigation and be in touch with you more often in the future.

Thank you for referring this matter to us.

Respectfully yours,

A handwritten signature in dark ink, appearing to read 'E. P. Kenner', with a long horizontal flourish extending to the right.

Evan P. Kenner  
EPK:sm